

Cranford,
Frank,
Garwood,

Maetze,
McKinney,
Page,

Tyler,
Whatley.

NAYS—None.

By consent Senator Clemens made the following report:

COMMITTEE ROOM,

Austin, February 9, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your committee on Finance, to whom was referred

Senate bill No. 118, being "An act to amend article 1517a, title 31, chapter 1 of the revised civil statutes, providing for meeting of county commissioners as board of equalization,"

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do pass with the following amendments:

In line 6 of section 2, strike out the word "September" and insert the word "August."

In line 6 of section 2, immediately after the word September insert the following: "Notice of each meeting shall be given as provided by law."

All of which is respectfully submitted. CLEMENS, Chairman.

And Senate bill No. 118 with the amendments read the first time.

ORDER OF THE DAY.

Senate bill No. 100, entitled an act to amend an act entitled "An act to amend article 566, chapter 2, title 20, of the revised civil statutes of the State of Texas, as amended by the Twentieth Legislature, approved March 23, 1887, and as amended at the special session of the Twentieth Legislature, approved April 30, 1888."

Was taken up and read second time.

Senator Sims offered the following amendment:

Amend by adding after the word "packages," in line 2, page 3, the words "or wholesale lots."

Adopted.

Senator Carter offered the following amendment:

Amend by adding section 36. For the purpose of constructing railroads and bridges for railroad companies.

Adopted.

Senator Crane offered the following amendment:

Amend by striking out section 25 as amended.

Senator Kimbrough offered the following substitute:

Strike out all after the word "products" in subdivision 24; also subdivision 25.

Senator Crane called for a division

of the subject, and the question was upon the adoption of that part of Senator Kimbrough's substitute to strike out all after the word "products" in subdivision 24

Senator Clark moved to adjourn to 10 a. m. tomorrow.

Senator Townsend moved to adjourn to 3 p. M. this day.

Senator Clark's motion was lost by the following vote:

YEAS—11.

Atlee,
Clark,
Crane,
Frank,

Johnson,
Kearb,
Lubbock,
Maetze,

McKinney,
Seale,
Townsend.

NAYS—13.

Carter,
Clemens,
Cranford,
Garwood,

Harrison,
Kimbrough,
Page,
Potter,

Simkins,
Sims,
Stephen,
Tyler,
Whatley.

ABSENT—4.

Glascock,

Ingram,

Pope,
Weisiger.

Senator Townsend's motion was lost. Senator Page moved the previous question.

Lost.

Question recurred to the first division of the substitute of Senator Kimbrough for the amendment by Senator Crane.

Senator Cranford gave notice that he would offer the following amendment when it was in order.

The amendment was read and ordered to lie on the table:

Amend by adding to the bill the following:

"Provided, That the stockholders of such corporations herein provided for shall be jointly and severally liable for all debts created by such corporation."

On motion of Senator Clark the Senate adjourned to 10 o'clock a. m., tomorrow.

TWENTY-FIFTH DAY

SENATE CHAMBER,
Austin, February 11, 1891.

The Senate met pursuant to adjournment.

Lieutenant Governor Pendleton in the chair.

Roll called.

Quorum present, the following senators answering to their names:

PRESENT—24.

Atlee,
Carter,
Clark,

Garwood,
Harrison,
Kearby,

Potter,
Seale,
Simkins,

Clemens,
Crane,
Oranford,
Finch,
Frank,

Kimbrough,
Lubbock,
Maetze,
McKinney,
Page,

Sims,
Stephens,
Townsend,
Tyler,
Weisiger,
Whatley.

ABSENT—1.

Glasscock.

Prayer by the chaplain, Dr. Smoot.
Pending reading of the journal
Senator Stephens moved that further
reading of the same be dispensed
with.

Adopted.

On motion of Senator Kimbrough,
Senator Finch was excused for Mon-
day and Tuesday on account of sick-
ness in his family.

On motion of Senator Harrison,
Senator Pope was excused Monday and
Tuesday on account of sickness.

On motion of Senator Page, Senator
Carter was excused for Monday last
on account of important business.

On motion of Senator McKinney,
Senator Atlee was excused for Monday
on account of important business.

On motion of Senator McKinney,
Senator Whatley was excused for
Monday on account of important bus-
iness.

On motion of Senator Kearby, Sen-
ator Crane was excused for Monday on
account of important business.

COMMITTEE ROOM,

Austin, February 10, 1891.

Hon. George C. Pendleton, President
of the Senate:

Sir—Your committee on enrolled
bills have carefully examined and com-
pared Senate bill No. 29, being "An
act for the relief of railway companies
having charters made or amended
since January 1, 1887, which have
failed or are about to fail to comply
with article 4278 revised statutes,"

And find the same correctly en-
rolled.

CRANE, Chairman.

Senator Carter offered the following
privileged reports:

COMMITTEE ROOM,

Austin, February 10, 1891.

Hon. Geo. C. Pendleton, President of
the Senate:

Sir—Your committee on Engrossed
bills have carefully examined and com-
pared Senate bill No. 183, being "An
act to amend sections 1, 5 and 15, of
chapter 55 of the acts of 1889, in refer-
ence to the commission of appeals and
sections 6, 9, and 13, and 14, of chapter
95, entitled an act to create a commis-
sion of award and define the powers
and duties thereof, and to make an

appropriation to pay the salaries of
the judges thereof,"

And find the same correctly en-
grossed.

CARTER, Chairman.

COMMITTEE ROOM,

Austin, February 10, 1891.

Hon. George C. Pendleton, President
of the Senate:

Sir—Your committee on Engrossed
Bills have carefully examined and
compared

Senate bill No. 241, being "An act to
provide for the filling of vacancies in
the office of clerk of the district court
in counties where there is more than
one district court,"

And find the same correctly en-
grossed.

CARTER, Chairman.

COMMITTEE ROOM,

Austin, February 10, 1891.

Hon. George C. Pendleton, President
of the Senate:

Sir—Your committee on Engrossed
Bills have carefully examined and
compared

Senate bill No. 97, being "An act to
require railroad companies in this
State to provide separate coaches for
white and colored passengers; to pro-
hibit passengers from riding or at-
tempting to ride in coaches other than
those set apart for his color; to confer
upon conductors powers to enforce
the provisions of this act; to regulate
passenger travel and to provide pen-
alties and punishments for the viola-
tion thereof,"

And find the same correctly en-
grossed.

CARTER, Chairman.

The President gave notice that he
would sign, and did sign in open Sen-
ate, after reading, Senate bill No. 29,
entitled an act for the relief of rail-
way companies having charters made
or amended since January 1, 1887,
which have failed, or are about to
fail, to comply with article 4278 of the
revised statutes of the State of Texas.

On motion of Senator Tyler, yester-
day's journal was corrected to show
that he was present at roll call, and
answered to his name.

Senator Kimbrough called attention
to the fact that Senators excused by
the Senate had been marked absent
on the journal at roll calls, and asked
that the chair rule upon the propriety
so doing.

The President ruled that Senators
excused should be marked absent, ex-
cused.

PETITIONS AND MEMORIALS.

By Senator Stephens:

Petition from citizens of Floyd county, praying for the repeal of the law appointing State surveyors.

Read first time and referred to committee on State Affairs.

Senator Potter offered the following report

COMMITTEE ROOM.

Austin, February 10, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your committee on Towns, Cities and Corporations, to whom was referred

Senate bill No. 245, being "An act to incorporate the city of Denison in Grayson county, Texas, to fix the boundaries thereof, and to provide for its government and the management of its affairs,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

POTTER, Chairman.

Senator Kimbrough offered the following report:

COMMITTEE ROOM,

Austin, February 10, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your committee on Roads and Bridges, to whom was referred

Senate bill No. 51, being "An act requiring railway companies to build and keep in repair highway crossings,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

KIMBROUGH, Chairman.

Bill read first time.

Senator Tyler offered the following report:

COMMITTEE ROOM,

Austin, February 10, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your Judiciary committee, to whom was referred

Senate bill No. 242, being "An act to prevent causes of action for injury done the person from abating upon the death of the injured person, and to preserve same to his or her heirs and legal representatives,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

TYLER, Chairman.

Senator Carter offered the following report:

COMMITTEE ROOM,

Austin, February 10, 1891.

Hon. Geo. C. Pendleton, President of the Senate:

Sir—Your Judiciary committee No 1, to whom was referred,

Senate bill No. 90, being "An act to require the answer of the defendant in certain cases to be under oath,"

Have had the same under consideration, and I beg leave to report the same back to the Senate with a majority and minority report, the majority favoring its non passage.

POPE, Chairman.

Bill read first time.

Senator Carter made the following report:

COMMITTEE ROOM,

Austin, February 10, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your Judiciary committee No. 1, to whom was referred

Senate bill No. 142, being "An act to regulate the practice of taking default judgments in suits on bills, notes or other written instruments,"

Have had the same under consideration and instruct me to report it back to the Senate with the recommendation that it do not pass.

POPE, Chairman.

Bill read first time.

Senator Carter offered the following minority report:

SENATE CHAMBER,

Austin, February 11, 1891.

Hon. Geo. C. Pendleton, President of the Senate:

A minority of your Judiciary committee No. 1, to whom was referred

Senate bills Nos. 90 and 142, being bills designed to require the answer of defendants in actions founded upon a written promise to pay to be under oath differ with the majority of your committee and submit that Senate bill No. 142, should pass. First—Under the decisions of our higher courts the defendant in such actions who only have a general denial cannot continue the case. Second—In all such actions where no other answer is filed than a general denial, when the case is reached the plaintiff has only to produce the writing and take judgment. Third—The only good such answers serve is to delay the plaintiff, crowd the dockets and add expense to the

state judiciary system, which now in my opinion is far beyond any reasonable requirements.

A. M. CARTER.

Senator Carter offered the following report:

COMMITTEE ROOM,
Austin, February 10, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your Judiciary committee No. 1, to whom was referred

Senate bill No. 151, being "An act to authorize suit by a judgment creditor against the fraudulent purchaser of personal property of the judgment debtor without prior seizure of such property by attachment or execution,"

Have had the same under consideration, report the same back to the Senate with the recommendation that it do pass.

POPE, Chairman.

Bill read first time.

Senator Carter offered the following report:

COMMITTEE ROOM,
Austin, February 10, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your Judiciary committee No. 1, to whom was referred

Senate bill No. 89, being "An act to amend article 1435, chapter 20, title 29, of the Revised Civil Statutes of the State of Texas,"

Have had the same under consideration, and instructed me to report the same back to the Senate with the recommendation that it do pass.

POPE, Chairman.

Bill read first time.

Senator Carter offered the following report:

COMMITTEE ROOM,
Austin, February 10, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your Judiciary committee No. 1, to whom was referred

House bill No. 139, being "An act to diminish the civil and criminal jurisdiction of the county courts of Irion, Roberts, Ochiltree and Hansford counties,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following amendment: Amend by "adding to the caption after the word Hansford the word Edwards. and also add after the word Hansford the word Edwards wherever it occurs in the bill,

so as to make it conform to the caption of the act."

POPE, Chairman.

Senator Carter offered the following report:

COMMITTEE ROOM,
Austin, February 10, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your Judiciary committee No. 1, to whom was referred

Senate bill No. 193, being "An act to prescribe the times for holding the terms of the district courts in the Forty-seventh judicial district of Texas, and to repeal all laws in conflict therewith,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

POPE, Chairman.

Bill read first time.

Senator Carter offered the following report:

COMMITTEE ROOM,
Austin, February 10, 1891.

Hon. Geo. C. Pendleton, President of the Senate:

Sir—Your Judiciary committee No. 1, to whom was referred

Senate bill No. 167, being "An act to amend article 2335, title 40, chapter 1, revised civil statutes of the State of Texas, relating to property exempt from forced sale."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

POPE, Chairman

Bill read first time.

Senator Carter offered the following report:

COMMITTEE ROOM,
Austin, February 10, 1891.

Hon. Geo. C. Pendleton, President of the Senate:

Sir—Your Judiciary committee No. 1, to whom was referred

House bill No. 57, being "An act to be entitled an act to amend article 541, chapter 11, title 17, of the revised civil statutes of the State of Texas,"

Have had the same under consideration, and I am instructed to report the same back to the House, with the recommendation that it do pass with the following amendment:

Amend by striking out all words after the word "corporation" in line 4 down to and including the words in line 13, section 1 of the second page of the bill.

POPE, Chairman.

And House bill No. 57 read first time.

Senator Carter offered the following report:

COMMITTEE ROOM,
Austin, February 10, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your Judiciary committee No. 1 to whom was referred

Senate bill No. 204, being "An act to define when servants of a common master shall be deemed in law fellow servants,"

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do pass.

POPE, Chairman,

Bill read first time.

Senator Whatley offered the following report:

COMMITTEE ROOM,
Austin, February 10, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your committee on State Affairs, to whom was referred

Senate bill No. 237, being "An act to amend article 4677 of the revised civil statutes of the State of Texas,"

Have had the same under consideration, and instruct me to report the same back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

WHATLEY, Chairman.

Senator Carter offered the following privileged report:

COMMITTEE ROOM,
Austin, February 11, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your committee on Engrossed Bills have carefully examined and compared

Senate bill No. 88, being "An act to make it penal for any railroad company, transportation company, or any kind of common carrier, or any officer, agent or employe of same, to grant, issue, send or deliver any free pass or ticket, or pass or ticket at a discount other than as sold to the public generally; or for any legislative, executive or judicial officer of this State, or for any district, county or municipal officer whatsoever in this State to accept, use or travel on such free pass or ticket, or such pass or ticket at a discount other than as sold to the public generally, and to prescribe a punishment therefor,"

And find the same correctly engrossed.

CARTER, Chairman.

BILLS AND RESOLUTIONS.

By Senator Atlee (by request):

A bill to be entitled "An act to amend article 1126, chapter 3, of the revised civil statutes of the State of Texas so as to authorize the judges of the district courts to appoint masters in chancery in the several counties in their respective districts.

Read first time and referred to Judiciary committee No. 1.

The chair announced that House bill No. 20, entitled "An act to amend title 17, chapter 6, of the revised statutes of the State of Texas, by adding thereto articles 445a and 445b," would be referred to the committee on Towns and Cities.

Bill read first time and was referred.

Senator Tyler called up the following concurrent resolution:

Be it resolved by the House of Representatives, the Senate concurring, That a committee of three, consisting of two members of the House and one member of the Senate, be appointed to visit the reformatory and house of correction, at the city of Gatesville, to examine into its management and requirements and to report the result of such investigation, together with such recommendations as they may find it proper to make to both Houses. The necessary expenses of the committee to be paid for out of the contingent fund.

And moved that the Senate concur, which motion prevailed.

The following message was received from the House:

HALL OF THE HOUSE OF REPRESENTATIVES, AUSTIN, TEXAS. }
February 11, 1891. }

Hon. George C. Pendleton, President of the Senate.

Sir—I am instructed by the House to inform you of the passage of the following bill:

House bill No. 88, "An act to amend section 1 of the act of March 22, 1879, relating to county commissioners court acting as a board of equalization."

GEO. W. FINGER,

Acting chief clerk of the House of Representatives.

House bill No. 88 was read the first time and referred to Committee on Revenue and Taxation.

Senator Townsend moved to reconsider the vote by which Senate bill

No. 88, was passed and asked that his motion be spread upon the journal.

ORDER OF THE DAY.

Senate bill No. 100, entitled an act to amend an act entitled an act to amend article 566, chapter 2, title 20 of the revised statutes of the state of Texas as amended by the Twentieth Legislature, approved March 23, 1887, and as amended at the special session of the Twentieth Legislature, approved April 30, 1888, was taken up on second reading. The question recurred to the adoption of the first subdivision of Senator Kimbrough's substitute for the amendment of Senator Crane. The first sub-division of the substitute was lost by the following vote:

YEAS—12.

Carter,	Kimbrough,	Simkins,
Clemens,	Lubbock,	Sims,
Garwood,	Maetze,	Stephens,
Harrison,	Seale,	Tyler.

NAYS—14.

Atlee,	Finch,	Page,
Clark,	Frank,	Potter,
Crane,	Johnson,	Townsend,
Cranford,	Kearby,	Weisiger,
	McKinney,	Whatley.

Question recurring to second subdivision of the substitute, to strike out section 25,

Senator Johnson made the point of order that the subdivision was now out of order, being the same as the amendment. The point of order was sustained by the chair.

Question recurring to Senator Crane's amendment,

Senator Atlee offered the following amendment to the amendment:

Amend section 25 by inserting in line 2 after word "description" the following: "By wholesale."

Adopted.

By consent, Senator Kearby introduced the following:

A bill entitled "An act to declare it unlawful for any corporation to do business in this State, which business is not permitted by the laws of Texas to be incorporated, and to provide a penalty for the violation of this act and for suit to recover the same, and the amount so recovered to become a part of the available school fund, and for injunction to issue to restrain said corporation from operating said business."

Read first time and referred to Judiciary committee No. 2.

Question recurring to Senator Crane's amendment, it was lost by the following vote:

YEAS—9.

Clark,	Frank,	McKinney,
Crane,	Johnson,	Page,
Cranford,	Kearby,	Potter,
		Whatley.

NAYS—16.

Atlee,	Harrison,	Simkins,
Carter,	Kimbrough,	Sims,
Clemens,	Lubbock,	Stephens,
Finch,	Maetze,	Townsend,
Garwood,	Seale,	Tyler,
		Weisiger,

Senator Stephens offered the following amendment:

Amend amendment by adding to bill the following: Article 566a. No foreign corporation shall transact any business in this State not allowed to be chartered by the citizens of this State under the provisions of this bill. And no foreign corporation shall transact any business in this State under any charter that is more liberal in its terms than is allowed to like incorporations chartered by this State under this act.

Senator Cranford offered the following substitute:

Amend by adding: Article 566a. No corporation chartered or organized under the laws of any other State shall ever be permitted to do business in this State except for the purposes herein enumerated; and all pains, penalties and limitations applying herein to domestic corporations shall likewise apply to such foreign corporations doing business in this State.

Which was accepted by Senator Stephens.

Senator Atlee offered the following amendment:

Amend by adding: "And any and all foreign corporations before doing business in this State shall have filed their charter with the secretary of State."

Senator Carter offered the following substitute for Senator Cranford's amendment:

Add section 566a, no corporation incorporated under the laws of any other State or country shall ever be allowed to transact the business of such corporation in this State, and all laws and parts of laws now authorizing such corporations to do business in this State is hereby repealed.

Senator Cranford offered the following amendment to his amendment:

Amend the amendment by inserting after the word state the following, or any territory of the United States or

of any foreign government, sovereignty or municipality.

Senator Johnson offered the following substitute for all the pending amendments, which was read and ordered to lie on the table:

Add article 566a. No corporation organized under the laws of any other state, territory or government, shall be granted a permit or authority to transact business in the state, except such corporation be for a purpose authorized by this act, provided that this shall not be construed as in any manner affecting the right or duty of any such foreign corporation which is hereby permitted to do business in this state from obtaining a permit therefor as is now provided by law, except that such foreign corporation shall pay the same fees for a permit to do business in this state, that like corporations organized within this state pay for their charters under existing law. Any corporation hereby prohibited from obtaining such permit, that shall by its officers, agents or otherwise transact business in this state, shall forfeit and pay to the state of Texas a penalty of \$500 for each day that such corporation shall so transact business in this state, to be recovered in any court of competent jurisdiction.

The substitute offered by Senator Carter was lost. Senator Johnson called up his substitute, which was accepted by Senators Cranford and Stephens, and adopted.

Senator Cranford offered the following amendment: Amend by adding to the bill, after subdivision 33, "provided that the stockholders of any such corporation herein provided for shall be jointly and severally liable for all debts of such corporation.

Senator Carter offered the following amendment, which was accepted by Senator Cranford, and adopted:

Add subdivision 37, "all stockholders in corporations formed for mutual profit and gain shall be liable for the debts of such corporation for an amount equal to double their stock in such corporation.

Senator Finch offered the following amendment:

Amend subdivision 25, line 5, by adding after the word "corporation" "and if such publication is not a true and correct statement of the assets and liabilities of such corporation, any director of such corporation shall be personally liable for the debts thereof. Adopted.

Senator Kimbrough offered the following amendment:

Amend the caption of the bill by adding "and to add article 566a, relating to foreign corporations."

Adopted.

Senator Simkins moved to reconsider the vote by which Senator Carter's amendment was adopted, and asked that his motion be spread on the journal.

Senator Atlee offered the following amendment:

Amend subdivision 17 so as to read: "The erection of buildings and the accumulation of funds to be used, or loaned for such purpose and for the purchase of real property.

Senator Simkins moved to recommit the bill, with the amendments adopted, to the committee on State Affairs.

Carried.

By consent, Senator Stephens made the following report:

COMMITTEE ROOM.

Austin, February 11, 1891. ^

Hon. Geo. C. Pendleton, President of the Senate:

Sir—Your committee on Counties and County Boundaries to whom was referred

Senate bill No. 192, being "An act to create and provide for the organization of the county of 'Sealy,'"

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do not pass.

Respectfully submitted.

STEPHENS, Chairman.

Bill read first time.

I have moved to reconsider bill No. 88 for two reasons.

First—As a matter of courtesy to members who were unavoidably absent when the vote was taken and who have requested me to do so, that they might go on record in the matter.

Second—Because some of the useless verbiage of the bill as amended unnecessarily reflects upon past and present officials.

TOWNSEND.

The President announced the following committees:

To Visit Penitentiaries—Hon. L. A. Whatley. Hon. M. H. Townsend.

To Visit North Texas Asylum—Hon. James Clark, Hon. L. S. Kimbrough.

Senate bill No. 2, entitled "An act to empower the State Board of Education to procure for use in the common schools in the State of Texas a series of text books, defining the duties of certain officers therein named with

reference thereto, making appropriation therefor, defining certain felonies and misdemeanors, providing penalties for the violation of the provisions of this act, and declaring an emergency."

Was taken up and read second time.

Question recurred to the consideration of the substitute offered by Senator Page as follows:

Substitute committee amendment 13 with the following: Strike out section 16 and for section 17 substitute the following: "The provisions of this act shall not apply to cities and towns which have assumed control of their schools, unless the same, by a majority vote of their school trustees or aldermen, elect to avail themselves of such provisions."

Senator Townsend offered the following amendment, which was read and ordered to lie on the table.

Amend substitute by striking out words "or aldermen."

The substitute offered by Senator Page was adopted by the following vote:

YEAS—13.

Atlee,	Kearby,	Sims,
Carter,	Lubbock,	Stephens,
Clemens,	Page,	Townsend,
Crane,	Seale.	Mr. Pres't.
Cranford,		

NAYS—12.

Clark,	Harrison,	Simkins,
Finch,	Kimbrough,	Tyler,
Frank,	Maetze,	Weisiger,
Garwood,	McKinney,	Whatley.

Senator Seale moved to reconsider the vote by which the substitute was adopted.

On motion of Senator Atlee the Senate adjourned to 10 A. M. tomorrow.

TWENTY-SIXTH DAY.

SENATE CHAMBER, }
AUSTIN, Feb. 12, 1891. }

The Senate met pursuant to adjournment.

Lieutenant Governor Pendleton in the chair.

Roll called.

Quorum present.

The following senators answering to their names:

PRESENT—26.

Atlee,	Ingram,	Seale,
Carter,	Johnson,	Simkins,
Clark,	Kearby,	Sims,
Clemens,	Kimbrough,	Stephens,

Crane,
Cranford,
Finch,
Frank,
Garwood,
Harrison,

Lubbock,
Maetze,
McKinney,
Page,
Pope,
Potter,

Townsend,
Tyler,
Weisiger,
Whatley.

Prayer by the chaplain, Dr. Smoot.

Pending the reading of the journal, Senator Harrison moved that further reading of the same be dispensed with.

Adopted.

PETITIONS AND MEMORIALS.

By Senator Finch (by request):

Petition of citizens of Collin county asking the repeal of all Sunday laws.

Read first time and referred to committee on State Affairs.

By Senator Maetze:

Petition of citizens of Austin county, Texas, for repeal of Sunday laws.

Read first time and referred to committee on State Affairs.

REPORTS FROM STANDING COMMITTEES.

Senator Atlee made the following report:

COMMITTEE ROOM, }
Austin, Feb. 11, 1891. }

Hon. George C. Pendleton, President of the Senate:

Sir—Your committee on Public Health, to whom was referred

Senate bill No. 31, being "An act to better preserve the public health and to protect the people of the state against smallpox by compulsory vaccination and to provide appropriate penalties for failure to comply with the provisions of this act,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

ATLEE,
Chairman.

Bill read first time.

Senator Seale made the following report:

COMMITTEE ROOM, }
AUSTIN, Tex., Feb. 11, 1891. }

Hon. Geo. C. Pendleton, President of the Senate:

Sir—Your committee on Commerce and Manufactories, to whom was referred

Senate bill No. 107, being "An act to amend chapter 86, section 1, of an act approved April 12, 1883, entitled 'an act to amend sections 1, 2 and 9 of an act entitled an act creating the office of public weigher and regulating the appointment and defining the duties and liabilities thereof,'" approved April 19, 1879,

Have had the same under consideration, and I am instructed to report the same